

No. 2873-4L-75/10569.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of dispute between the workman and the management of M/s. Delhi Pulp Industries, Faridabad.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 73 of 1970

between

**SHRI BHAJAN LAL AND THE MANAGEMENT OF M/S DELHI PULP INDUSTRIES,
FARIDABAD**

Present .—

Shri B. M. Gupta, for the workman.

Shri S. L. Gupta, for the management.

AWARD

Shri Bhajan Lal, workman concerned was in the service of M/s Delhi Pulp Industries, Faridabad. His services were terminated by the management on 10th February, 1969 allegedly without any justification. He demanded reinstatement but without success. He gave the demand notice on 21st February, 1969 whereupon conciliation proceedings were initiated which, however, ended in failure.

On receipt of the failure report from the Conciliation Officer, the Governor of Haryana referred the dispute for adjudication to this court,—*vide* order No. ID/FD/13813-17, dated 12th May, 1969, in exercise of the powers conferred by clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947, with the following term of reference :—

Whether the termination of services of Shri Bhajan Lal was justified and in order? If not, to what relief is he entitled?

The parties put in their respective pleadings giving rise to the following issues:—

- (1) Whether the present reference is bad in law for the reasons given in the written statement?
- (2) Whether the termination of services of Shri Bhajan Lal was justified and in order? If not, to what relief is he entitled?

On behalf of the management Shri S. L. Gupta authorised representative made his statement on oath that this workman had settled the dispute and received full and final payment of his dues. The workman concerned was required to come into the witness-box and make his statement to refute the above plea of the management. His authorised representative Shri B. M. Gupta has stated that he has no instructions from the workman to refute the above plea of settlement and to proceed with the present reference.

In the circumstances, no further proceedings are called for and it is not necessary to go into the issues involved for the simple and obvious reason that the workman having settled his dispute is not entitled to any relief by way of reinstatement and payment of back wages. A no dispute award is, therefore, made but without any order as to costs.

Dated 24th February, 1975.

O. P. SHARMA,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 537, dated 3rd March, 1975.

Forwarded (four copies), to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,
Presiding Officer,
Labour Court, Haryana,
Rohtak.